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BALLINGER SAYS HE WAS BARRED

Nearly Entire Day devoted to "Clear Listing of Cunningham Claims—Hearing Adjourned."

Washington, May 11.—The existence of ruling in the interior department, which Secretary Ballinger must have violated in appearing before the general land office in behalf of Cunningham coal claimants after his retirement as commissioner, was brought out by Attorney Brandeis in the cross-examination of the secretary of interior in the Ballinger-Pinchot investigation Tuesday.

Brandeis secured an admission from Ballinger Tuesday that he had been barred from appearing before the land office by a similar ruling in another case subsequent to this activity in the Cunningham cases and prior to his becoming secretary of the interior. Ballinger said that he had not called these rulings to the attention of the president to assist him in reaching a conclusion on the Glavis charges, because he did not think that there was any law to sustain them.

The committee decided to grant the request of Attorney Brandeis that Oscar Lawler, assistant attorney, be asked to furnish the original or copies in his possession of memorandum prepared for the president last September and which Brandeis intimated the president followed in writing his letter vindicating Ballinger and dismissing L. G. Glavis. By a unanimous vote the committee refused to ask the president for similar information.

Attorney Brandeis had almost concluded his cross-examination of Ballinger when the hearing adjourned until Thursday.

He devoted practically the entire day to the subject of "clear listing" of the Cunningham claims by Commissioner Ballinger in an effort to show that extraordinary haste had been made to rush the claims to patent and that Glavis' reiterated protests alone had caused Ballinger to pause.

SENSATION DEVELOPED IN INCUBATOR BABY CASE

By Associated Press.
Holton, Kans., May 10.—A sensational feature in the incubator baby kidnapping case, in which Captain Tillotson, of a Kansas City detective agency is being tried for kidnapping five-year-old Marion Bleakley, developed today. Three letters written by Tillotson to Stella Barclay, foster mother of the child for whom she was kidnapped, were produced in court. They told of the arrangements made by Tillotson to kidnap the child from its home in Topeka. The signatures to the letters were identified by a handwriting expert as being those of Captain Tillotson. The state will complete its evidence today, with the testimony of Charlotte Bleakley, the kidnapped child's reputed mother.

ADMINISTRATION RAILROAD BILL PASSED BY HOUSE

By Associated Press.
Washington, D. C., May 10.—The railroad bill was passed by the house today by a vote of two hundred to one hundred and twenty-six. The motion to recommit the railroad bill in the house was defeated by a vote of a hundred and fifty-seven to one hundred and seventy-six. By a vote of one hundred and sixty-nine to one hundred and sixty, the house today defeated the amendment to the railroad bill offered by Mann of Illinois, authorizing the acquisition by the railroad companies of the stock of a non-competing transportation line.

Admits Summary Was Antedated.

By Associated Press.
Washington, D. C., May 12.—In a letter to Chairman Parker, of the house judiciary committee, read by Ballinger to the Ballinger-Pinchot investigation committee today, Attorney General Wickersham admits that his summary to the president, of the Glavis charges were antedated as charged by Attorney Brandeis.

HOFFMAN SAYS OKLAHOMA WILL SURPRISE WORLD

Kansas City, Mo., May 11.—Judge Roy Hoffman of the district court of Chandler and Shawnee, Okla., formerly colonel of the Oklahoma national guard and a member of the board of public affairs in that state, said yesterday that the census returns of Oklahoma this year would surprise the world. Judge Hoffman and Mrs. Hoffman are at the Hotel Baltimore.

"Oklahoma has passed the two-million mark in population and is growing so fast it is difficult for the government to keep up with us," Judge Hoffman said this morning. "The natural resources of the state are being developed, the agricultural possibilities and wealth are just beginning to be appreciated and the commercial and industrial side is growing marvelously fast. It is gratifying to the people of Oklahoma to know that Kansas City always is with us in heart and spirit and our friend."

BOY ROBBER FEARS ASSASSINATION

Begs to Be Allowed to Stay in Jail—Tells Where Part of Treasure Is Hidden.

Muskogee, Okla., May 10.—In a cell in the federal jail in Muskogee is a youth imprisoned by his own wish. He is Cleo Hohn, a 17 year old lad who has confessed that he helped rob the Nowata postoffice of \$1,100. The boy fears that if he is released he will be assassinated for telling his story of the burglary.

When Deputy Joe Hubbard brought Rohr into Nowata for his hearing many threats were made against his life. The boy implored to be kept in safe keeping. His mother met him in the court room and with tears standing in her eyes implored him not to ask for bond but to return to jail. The bad men of that country would certainly kill him she said if he should be released. Rohr therefore asked that instead of being allowed bond he be returned to the federal jail at Muskogee.

Underneath the floor of a house eight miles out of Nowata the treasure lies buried according to the boy's testimony at his preliminary hearing in one corner of the parlor in Cynthia Collins' home the \$1,000 are planted. Federal officers are now on their way to make the investigation.

A short time after his arrest Rohr told the officers that the money had been buried under the corner of an old barn almost in the heart of Nowata, but that it had been removed when the trail becomes too hot. Officers immediately went to the barn described by Rohr. There was evidence that something had been buried and hurriedly removed.

Rohr testified at his hearing that his brother-in-law, Frank Collins had compelled him at the point of a gun to take part in the robbery. Collins was arrested soon after Rohr's arrest and is now out on \$3,000 bond.

Rohr said that he stood guard while Collins removed a brick from the wall and took the money. The money is now thought to be hidden in the home of Collins' sister.

TO RUSH CANCELLATION SUIT AGAINST SANTA FE

By Associated Press.
Guthrie, Okla., May 12.—Attorney General West will leave for Washington, D. C., tomorrow to institute the original proceedings, in the supreme court of the United States, to cancel the title of the patents of the Atchison, Topeka & Santa Fe Railroad company to the right of way through Oklahoma and to join permanently all railroads and express companies from accepting interstate shipments of intoxicating liquors into Oklahoma, to consignees holding internal revenue licenses.

Requires Special Venue.

By Associated Press.
Wellington, Kans., May 10.—The trial of June Vandervoort, charged with murdering his wife was delayed today by the exhaustion of the regular panel of jurors. A special venire has been ordered.

TARIFF INVESTIGATION IS OPPOSED BY REGULARS

Next Insurgent Movement Against Administration Will Be By Ultra-Protectionists--Declaration of Inquiry Would be Admission of Weakness--Great Oratorical Bombardment Will Begin Today

Washington, May 12.—President Taft has made it plain to regulars in the senate and the house who are inclined to fight the provision in the sundry civil bill enlarging the powers of the tariff board that he is very much in earnest in his desire to have this proposition enacted into law.

Conferences at the White House and the capitol yesterday indicated that the next insurgent movement against the administration will be started by regulars in the house. Ultra-protectionists like Representatives Payne, Dabell and Fordney of Michigan, all members of the committee on ways and means, all take the position that if the tariff board is authorized to make inquiries into the cost of production at home and abroad it will be an admission that there is something wrong with the Payne-Aldrich law.

On the other hand, administration leaders declare that so far as they are concerned they don't fear any disclosures so far as the tariff is concerned, and they look on the appropriation as an issue with which to go before their constituents.

The big guns of both the republican and democratic sides of the house today will open an oratorical bombardment that will last for several days and is designed to have its effect upon the country and reflect the consequences in the election next November.

The sundry civil appropriation bill will furnish the opportunity for the explosion of campaign thunder. It is expected there will be on this bill upward of twenty-four hours of debate, equally divided between the republicans and democrats.

Representative Tawney, of Minnesota, chairman of the appropriation committee, will have charge of the republican side and Representative Fitzgerald, democrat, New York, and

LETTER OF APPRECIATION FROM MUSKOGEE TEACHERS

Secretary Wise of the Commercial Club yesterday received the following letter of appreciation from the teachers of Muskogee for the gold medal awarded to them at the meeting of the Northeastern Oklahoma Teachers' association here in March:

Mr. John A. Wise,
Secretary Commercial Club,
Vinita, Oklahoma.

Dear Mr. Wise: Please convey to the Commercial Club of Vinita, the thanks of the teachers of Muskogee for the beautiful gold medal and certificate of award which came to our hands on the eighth instant. We assure you that we appreciate this token very highly, but feel that it is the charming little city of Vinita that is deserving of the medal of honor for the satisfactory manner in which her citizens cared for the many teachers who attended the Northeastern Oklahoma Teachers' Association.

The teachers of Muskogee, especially, are indebted for the many courtesies extended to them, and we assure you that it will be a very great pleasure to return again to your progressive and growing city whenever opportunity affords.

With kindest regards to all who contributed to our comfort and pleasure on that occasion, we are,

Most sincerely,
THE TEACHERS OF MUSKOGEE,
By EDWIN S. MONROE,
Superintendent.

Potterton Trial Continued.

By Associated Press.
Arkansas City, Ark., May 11.—The preliminary hearing of Louis W. Potterton and Mrs. Emma A. Allen, charged with causing the death of Francis K. Potterton, Potterton's wife by arsenic poison was continued today until May 26.

member of that committee, will have charge of the democratic time. A score of orators on each side will speak upon a variety of subjects.

Representative Payne, the republican floor leader, is expected to open the battle with a two hours' defense of the Payne-Aldrich tariff law.

It is regarded as the keynote speech of the republican position on the tariff during the coming campaign. Representative Fordney of Michigan will devote the principal part of his talk to a reply to the recent speech of Senator Beveridge in Indiana on the tariff question.

On the democratic side Representative Champ Clark, the minority leader, is preparing a lengthy address in which he will assail the republican position on the tariff. Mr. Clark's address is looked forward to as a reply to the speech of Representative Payne and the coming battle of the leaders is being watched with great interest in congress.

Of no small interest will be the maiden speech of Representative Foss of Massachusetts, who also will speak upon the tariff.

Various other members will be discussed, but the fact that the leaders are devoting themselves to the tariff is taken as a partial fulfillment of the prediction that it will dwarf other "issues" in the coming congressional campaign.

TWO KNOWN DEAD IN WRECK OF RIVER PACKET

By Associated Press.

St. Louis, Mo., May 12.—Two women passengers were drowned and eleven other persons are missing, believed to have lost their lives in the Mississippi river, when the packet "City of Saltville," struck a rock and foundered in reach of the shore at Glen Park, twenty-four miles south of St. Louis last night. The dead are: Miss Ann Rhea, Nashville, Tenn., Mrs. Isaac T. Rhea, Nashville, Tenn., body recovered.

Captain Harry Crane, in command of the boat and one of the survivors announced this morning, after checking up the passenger list, that it is almost certain those reported missing are dead.

ROOSEVELT FORCED TO CONSULT SPECIALIST

By Associated Press.
Berlin, May 10.—Col. Roosevelt arrived here this afternoon from Sweden. He was met at the station by Secretary Von Schoen, on behalf of the emperor.

The colonel's first engagement this morning was with a throat specialist as he is still suffering from hoarseness. A special train will convey the party today to Potsdam, where Roosevelt will be the guest, at luncheon of the emperor and empress.

Roosevelt Accepts Appointment.

By Associated Press.
Washington, D. C., May 11.—Col. Roosevelt today accepted, by cable, the appointment by President Taft to be special ambassador, representing the United States at the funeral of the late King Edward VII, of England.

New Torpedo Boat Launched.

By Associated Press.
Quincy, Mass., May 12.—The torpedo destroyer, Andrew Sterrett, was launched here today. The Sterrett is a notable pioneer of the new type ocean going destroyers. Her special speed is twenty-nine and a half knots an hour, driven by two turbine screws.

CHEROKEE PAYMENT HAS COMMENCED AT LAST

Washington, D. C., May 12.—After seventy-five years' delay the \$4,000,000 Eastern Cherokee payment has finally begun. The first payment in Oklahoma will be made at Tahlequah in June.

Special Commissioner Gulon Miller, who worked four years preparing rolls, has gone to North Carolina to begin payment to a few thousand claimants scattered through the southern states. Immediately thereafter he will leave for Tahlequah and later checks for \$133.19 each to 30,876 claimants will be paid out in the county seats in the Cherokee nation. Senator Owen received a fee of \$740,000 for engineering eastern Cherokee claims through the court of claims. He spent ten years of time and a large sum of money fighting this case through the various courts and congress for the benefit of the Cherokees.

TOWNS DESTROYED BY FOREST FIRES

Whole Northern Part of Minnesota, Wisconsin and Michigan Threatened By Devastating Flames.

Wausau, Wis., May 11.—Forest fires leveled the south half of the town of Masinee, just before wire communication was cut off this morning. Word came that a number of buildings had been destroyed, including ten residences, four general stores and the postoffice. The last report said the fire was under control.

Bayfield, Wis., May 11.—Severe forest fires raged north and northwest of Bayfield today.

Duluth, Minn., May 11.—Grand Marais, on the north shore of Lake Superior is believed today to be destroyed by forest fires, advancing on it last night.

Milwaukee, May 11.—The entire northwestern part of Minnesota is smoldering and smoking, vast timbered areas in Wisconsin are being swept by flames, several villages are threatened with destruction and large losses seem inevitable, according to dispatches received here last night.

The fires are scattered over an area of at least 500 miles. The densest pall of smoke seen in a score of years is hanging over Lake Superior. A report from Washburn says that the flames have entered the largest tract of standing timber in the state. The fire has been raging for two days and the homes of farmers are threatened. Fires are burning on every side of Washburn. The little town of Toft, near Grand Marais, was nearly destroyed, only eight buildings being left standing. The town of Cornish also is threatened. Hundreds of farmers are trying to check the flames.

The village of Allston, Michigan, is completely surrounded by fire. Two homes are already burned and the fire continues to gain though every resident is fighting it. The town seems doomed. There has been no rain in these sections for several weeks.

MANDAMUSES SECRETARY TO RECEIVE PETITION

By Associated Press.
Guthrie, Okla., May 10.—The supreme court today handed down an opinion which, by writ of mandamus, instructs the secretary of state to receive and file the petition signed by fifty nine thousand names, submitted by the Sons of Washington, a secret society, whose object is to restore licensed saloons and to initiate an amendment to the state constitution providing for high license and local option.

Jury Panel is Drawn.

The following is the venire of jurymen for the next term of the county court, and have been notified to meet here on May 23: B. A. McFarland, S. H. Bland, J. W. Rynn, Herman Lightfoot, Walter Woodall, William Fields, Bird Ballinger, Cal Brown, H. T. Rogers, George Compton, J. W. Jackson, John R. Deitrich, C. E. Miner, Frank Roselle, John Sturdivant, A. J. Atkinson, I. N. Cool, Clark Rogers, Thomas Cheek and J. J. McGee.

INIQUITIES OF TARIFF EXPOSED

10,000 Progressives Attend Opening of Republican Campaign in Iowa—Hear Tariff Denunciation.

Des Moines, Ia., May 11.—Ringling denunciations of the tariff bill and the men who passed it characterized the speeches of Senators Jonathan P. Dolliver and Albert B. Cummins, who opened the progressive campaign in Iowa last night at the Coliseum. Over 10,000 progressives attended the meeting.

The meeting last night followed district conferences throughout the day, at which steps were taken to reconstruct the old Cummins organization and to organize the state by counties and precincts.

Even President Taft did not escape the sarcastic shafts of the two Iowa solons, while Senator Aldrich was named as the leader of corporate greed and avarice. Senator Dolliver referred to the president as the "titular leader" of the republican party, which meant, he said, "a good man surrounded by people who knew exactly what they wanted."

Both senators declared if the republican party continued the policy advocated by the leaders it would spell ruin to the party.

Among these leaders, Senator Aldrich was frequently mentioned as the man "larded with the Guggenheims and the Ryans and Paul Morton in a mammoth trust incorporated as a rubber company, which is allowed by the articles of incorporation to participate in any kind of business anywhere on the face of the earth, and which is one of the holding companies in the Guggenheim syndicate for the control of the wealth of Alaska."

STATE ATTACKING HYDE TESTIMONY

Determined Attack Made Upon Story Told on Stand By Wife of the Accused Physician.

By Associated Press.

Kansas City, Mo., May 11.—Determined attacks were made by the state, in the Swope poisoning case today, upon Mrs. Hyde's story regarding the whereabouts of her brother Thomas on the night of December 18, and the testimony of the Hyde chemists, relating to the formation of hydro cyanic gas in the corpse.

Mrs. James H. Clinton of Independence, swore that Swope telephoned Dr. Twyman from her residence on the 18th at the time when Mrs. Hyde had testified that he was at Mrs. Swope's residence with her. Mrs. Clinton said that Swope held something in his hand while telephoning. Swope then testified it was the capsules said to have contained the cyanide which were dropped by Dr. Hyde, that he held in his hand.

Two scientists, Prof. Paul Schweitzer and Prof. H. C. Cady swore it was impossible for amalgamation of formaldehyde and ammonia to produce hydro cyanic acid in a dead body.

The indications this afternoon are that the state will begin the closing arguments tomorrow. Each side will be given ten hours in which to address the jury.

WHITE OAK EXCITED OVER SHOOTING AFFRAY

Supposed to have been crazed with liquor, Bert Anderson, yesterday afternoon rode his horse into the home of Emory Gordon at White Oak and began shooting at Mrs. Gordon and two other women who were at the home. Fortunately none of the shots took effect. One of the women, it is said was slightly injured by a splinter that was shattered from the wall by a bullet.

Sheriff Ridenhour and deputies hurried to White Oak and arrested Anderson and brought him to the jail here. The cause of the shooting, other than that it was the whim of a drunken man, could not be learned. Anderson is said to be an ex-convict who is now out on parole.